

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MYRIAM ZAYAS,
Plaintiff,

v.

ALASKA AIRLINES, et al,
Defendants.

CASE NO. 2:23-cv-00247-JHC

ORDER

This matter comes before the Court on a limited referral from the Ninth Circuit Court of Appeals. Dkt. # 21. The Ninth Circuit asks the Court to determine whether Plaintiff's *in forma pauperis* ("IFP") status should continue on appeal or whether, instead, it should be revoked because the appeal is frivolous or taken in bad faith. *Id.* Under 28 U.S.C. § 1915(a)(3), an appeal may not be taken IFP if the trial court certifies in writing that it is not taken in good faith or is frivolous. *See* 28 U.S.C. § 1915(a)(3); *see also Hooker v. American Airlines*, 302 F.3d 1091, 1092 (9th Cir. 2002).

The Court finds that the appeal is frivolous and therefore REVOKES IFP status on appeal. The Court DIRECTS the Clerk to forward a copy of this order to the United States Court of Appeals for the Ninth Circuit and to Plaintiff.

1 Dated this 28th day of December, 2023.

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3 John H. Chun
4 United States District Judge